

9.080 Credit for Unused Weight Fees, continued

NOTE: If the vehicle being withdrawn from service is to be dismantled or junked, the Certificate of Title must also be surrendered.

- The replacement vehicle registration application **must be** made within 90 days of the date the other vehicle is withdrawn from service.
- The credit may be applied to only one replacement vehicle. Weight fee credit in excess of the weight fee due on the replacement vehicle **cannot** be refunded or applied to another vehicle.
- The maximum credit that may be given to a replacement vehicle is the amount of weight fee for the remaining months prorated from the month **following** the month of withdrawal.
- A credit **cannot** be given for the month or months between the time the vehicle is withdrawn and the date the fees are due on the replacement vehicle.

9.085 International Traffic Vehicles

International Traffic Vehicles are heavy duty commercial vehicles which are allowed to import and/or pick up merchandise and leave as expeditiously as possible.

International Traffic Vehicles:

- Enter California for the sole purpose of doing business and **do not** intend to remain in this state.
- **Must** have interstate (commercial) registration.
- **Must** have proof of insurance from a company authorized to do business in California.

Proof of insurance from a company authorized to do business in California showing coverage in the following amounts **must** be presented for commercial vehicles over 7,000 unladen pounds that are base-plated in Mexico or Newfoundland.

(VC §16500.5)

\$250,000 Public Liability Per Person
\$500,000 Public Liability Per Accident
\$100,000 Property Damage
\$600,000 Combined Total Coverage

9.090 Board of Equalization Tax Clearance (R&TC §8995)

A Fuel Tax Clearance (BOE 1138) from the Board of Equalization tax **is required** to transfer a commercial vehicle powered by a fuel **other than gasoline or diesel**, including a nonresident application in the name of someone other than the owner shown on the out-of-state documents and applications for transfer between two exempt agencies (for example, school buses sold between school districts).

EXCEPTION: Passenger vehicles (as described in VC §465), commercial vehicles weighing 7,000 pounds or less unladen, **and** two-axle trucks rented or leased for 30 days or less and used for private transportation without compensation which operate on fuels other than gasoline or diesel are exempt from fuel tax laws and the BOE 1138 requirement.

The BOE 1138 is only available from the State Board of Equalization (BOE) headquarters office in Sacramento. The BOE may be contacted by:

telephone at: (916) 322-9669

or

mail at: Fuel Taxes Division
Board of Equalization
450 N St. MIC 30
PO Box 94279-0030
Sacramento, CA 94279-0030

9.095 Federal Heavy Vehicle Use Tax (FHVUT) (VC §4750 and U.S. Code, Title 26, §4481)

Commercial vehicles and buses that weigh 8,001 pounds or more unladen **and/or** operate at a combined gross vehicle weight (CGVW) of 55,000 pounds or more **must** have evidence of payment of, or exemption from, the Federal Heavy Vehicle Use Tax (FHVUT) for registration. The CGVW is the total weight of the power unit, any trailer towed, **and** the weight of the load.

Exclusions—The FHVUT requirement **does not** apply to:

- “Title Only” applications.
- Original or transfer applications in the new owner’s name submitted within 60 days of purchase or transfer.
- A vehicle which **is not** being operated.

Proof of Exemption—A receipt or photocopy of filed Form 2290 Part II, listing the vehicle as exempt is acceptable as proof of exemption.